

Message Text

UNCLASSIFIED

PAGE 01 DUBAN 00539 160300Z
ACTION AF-10

INFO OCT-01 ISO-00 L-03 CPR-01 SCA-01 /016 W
-----046755 160312Z /72/17

R 150825Z AUG 77
FM AMCONSUL DURBAN
TO AMEMBASSY PRETORIA
INFO SECSTATE WASHDC 2644
AMCONSUL JOHANNESBURG
AMCONSUL CAPE TOWN

UNCLAS DURBAN 00539

C O R R E C T E D C O P Y MRN (00539 VICE 039)

EO 11652: NA
TAGS: PDIP
SUBJ: STATUS OF CONSULAR OFFICIALS IN SOUTH AFRICA

REF: STATE 188729 (NOTAL)

1. BY REFTEL DEPARTMENT GRANTED LIMITED WAIVER OF IMMUNITY
TO PERMIT MY DEPENDENT SON TO TESTIFY IN A MINOR CRIMINAL ACTION
RE WHICH HE HAD RECEIVED A SUBPOENA AS STATE'S WITNESS.

2. IT WOULD BE USEFUL TO RECEIVE CLARIFICATION ON EXACTLY
WHAT IMMUNITIES CONSULAR OFFICIALS AND THEIR DEPENDENTS
ENJOY IN SOUTH AFRICA. OUR UNDERSTANDING IS THAT BASIS FOR
ASSIGNMENT OF CONSULAR OFFICIALS IN S.A. RESIDES IN US-UK
TREATY ON COMMERCE AND NAVIGATION OF JULY 3, 1815 WHICH, INTER
ALIA (ARTICLE THE FOURTH) REQUIRES CONSULAR OFFICIALS TO
CONFORM TO THE LAWS OF SOUTH AFRICA. IN THE ABSENCE OF
MODIFYING TREATIES OR AGREEMENTS, IT MIGHT APPEAR THAT U.S.
CONSULAR OFFICIALS IN S.A. DO NOT POSSESS IMMUNITY TO REJECT
SUBPOENAS, ETC., DULY SERVED BY PROCESS OF S.A. LAW. AN
INTERPRETATION OF THIS POINT WOULD BE APPRECIATED AS IT MAY
APPLY TO OTHER ASPECTS OF PERFORMANCE OF FUNCTIONS BY U.S.
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PAGE 02 DUBAN 00539 160300Z

CONSULAR OFFICIALS IN SOUTH AFRICA.

3. REFTEL WAIVER WAS NOT EXERCIZED SINCE TRIAL WAS POSTPONED
AND MY DEPENDENT SON HAS NOW LEFT SOUTH AFRICA FOR SCHOOL
IN U.S.FARBER

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DIPLOMATIC PRIVILEGES
Control Number: n/a
Copy: SINGLE
Sent Date: 15-Aug-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977DURBAN00539
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770294-0718
Format: TEL
From: DURBAN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770862/aaaacalk.tel
Line Count: 60
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 451ef25a-c288-dd11-92da-001cc4696bcc
Office: ACTION AF
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 77 STATE 188729
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 03-Dec-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1604827
Secure: OPEN
Status: NATIVE
Subject: STATUS OF CONSULAR OFFICIALS IN SOUTH AFRICA
TAGS: PDIP, SF
To: PRETORIA
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/451ef25a-c288-dd11-92da-001cc4696bcc
Review Markings:
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